

**IN THE HIGH COURT OF UTTARANCHAL AT
NAINITAL.**

Writ Petition No. 1065 (S/S) of 2005

Lacham Singh,
son of Sri Tika Singh,
Chaukidar, Office of Basic
Education Officer,
Bageshwar, resident of Mall,
Almora.

.....Petitioner.

Versus.

1. State of Uttaranchal through Secretary, Basic Education, Uttaranchal at Dehradun.
2. Joint Director of Education, Kumaon Region, Nainital.
3. Additional District Education Officer (Basic), Almora/Basic Education Officer, Almora / Up Basic Education Officer, Almora.

.....Respondents.

Hon'ble M.M. Ghildiyal, J.:

Heard Sri Lalit Belwal, learned counsel for the petitioner and learned Standing counsel, who has accepted notices on behalf of the respondents.

Learned counsel for both the parties are agree to decide the writ petition at its admission stage itself.

By means of this writ petition, the petitioner has challenged the order dated 07.07.2005 passed by Additional District Education Officer (Basic), Almora, which was passed in pursuance to the order dated 02.07.2005 passed by Joint Director of Education, Kumaon Region, Nainital by which the petitioner, who was working as Class IV employee in the office of District Basic Education Officer, Almora was transferred to District Basic Education Officer Bageshwar.

Learned counsel for the petitioner has submitted that as per the Transfer Policy of the State of Uttaranchal Class IV

Employees cannot be transferred from one district to another district. In pursuance to the order passed by the respondent no. 3, petitioner has already joined his new place of posting. However, petitioner wants to make a fresh representation before respondent no. 2 regarding reconsideration of his transfer in pursuance to the Transfer Policy laid down by the State Government for transfer of Class IV employees and respondent no. 2 may be directed to decide his representation within a particular period.

The prayer is innocuous. Petitioner is permitted to make a representation before Joint Director of Education, Kumaon Region, Nainital, within a period of one week from the date of receipt of certified copy of this order and Joint Director of Education, Kumaon Region, Nainital shall decide the petitioner's representation within a period of three weeks from the date of production of representation along with certified copy of this order.

With this direction the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

July 30, 2005
SKSharma